

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA
ERIE DIVISION

DEMETRIUS BROWN,)
Plaintiff,)
)
)
)
v.) Civil Action No. 04-379E
)
)
U.S. JUSTICE DEPARTMENT,)
BUREAU OF PRISONS, FCI MCKEAN,)
WARDEN JOHN J. LAMANNA,)
REGIONAL DIRECTOR D. SCOTT)
DODRILL, MEDICAL DIRECTOR)
NEWTON E. KENDIG, DIRECTOR)
HARLEY G. LAPPIN,)
Defendants.)

ORDER

AND NOW, this _____ day of February, 2006,

IT IS HEREBY ORDERED THAT, THE Defendants' Motion to Dismiss
Or, in the Alternative, Motion for Summary Judgment is **DENIED**.

IT IS FURTHER ORDERED THAT, the parties are allowed ten (10)
days from this date to appeal this order to a district judge
pursuant to Local Rule 72.1.3 B. Failure to appeal within ten (10)
days may constitute waiver of the right to appeal.

/s/

cc:All parties of record